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Attorneys for Defendant WAL-MART STORES, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

BETTY DUKES, PATRICIA SURGESON, DEBORAH
GUNTER, CHRISTINE KWAPNOSKI, and EDITH
ARANA, on behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

WAL-MART STORES, INC.,

Defendant.

Case No. C-01-2252-CRB

STIPULATION AND
[PROPOSED] ORDER RE
CASE MANAGEMENT AND
CLASS CERTIFICATION

Hon. Judge Charles R. Breyer
Courtroom: 6 – 17th Fl.

STIPULATION AND [PROPOSED] ORDER RE CASE MANAGEMENT AND
CLASS CERTIFICATION
CASE No. C-01-2252- CRB

1 1. WHEREAS, on September 21, 2012, the Court entered an Order that, among other
 2 things, directed plaintiffs to file their motion for class certification by January 11, 2013. Dkt.
 3 812. On October 24, 2012, the parties filed a joint Case Management Statement informing the
 4 Court that plaintiffs wished to seek a three-month extension of this deadline to April 11, 2013 and
 5 that Wal-Mart would not oppose this request. Dkt. 816. At the October 26, 2012 Case
 6 Management Conference, the Court agreed to this extension and asked the parties to file a
 7 stipulation to that effect. *See* Dkt. 817.

8 2. WHEREAS, plaintiffs wish to seek an extension of the deadline for responding to Wal-
 9 Mart's discovery requests, which Wal-Mart does not oppose provided that the parties'
 10 supplemental disclosures are made in a timely fashion.

11 THEREFORE, plaintiffs and Wal-Mart stipulate and agree as follows:

12 1. The schedule for briefing plaintiffs' Motion for Class Certification shall be modified
 13 as follows:

- 14 a. Plaintiffs will file their Motion and any expert report(s) no later than April 11,
 15 2013.
- 16 b. Wal-Mart will file its Opposition and any expert report(s) no later than May
 17 31, 2013.
- 18 c. Plaintiffs may file their optional Reply and any rebuttal expert report(s) no
 19 later than June 25, 2013.
- 20 d. Plaintiffs' reserve the right to seek extension of this deadline for good cause,
 21 including delay in production of discovery.

22 2. The parties agree to the following with respect to class discovery:

- 23 a. Plaintiffs shall respond to Wal-Mart's pending discovery requests no later than
 24 January 9, 2013.
- 25 b. Wal-Mart shall substantially complete its production in response to Plaintiffs'
 26 pending discovery requests by January 9, 2013. In the event production is not
 27 completed by January 9, 2013, Wal-Mart shall identify what production
 28 remains and provide a schedule for production of the remainder.

1 c. The parties shall exchange supplemental disclosures no later than January 31,
2 2013.

3 d. All discovery requests and responses shall be served, if feasible, electronically
4 in both Word and PDF format.

5 Dated: December 20, 2012

6 By: /s/ Brad Seligman
7 Brad Seligman
8 THE IMPACT FUND

9 *Attorneys for Plaintiffs*

10 Dated: December 20, 2012

11 By: /s/ Catherine Conway
12 Catherine Conway
13 GIBSON DUNN & CRUTCHER LLP

14 *Attorneys for Defendant*

15
16
17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18
19
20 Dated the _____ of _____, _____

21 Judge Charles R. Breyer